

Attorney Docket No. P67758US0

## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of: Jan BIESCHKE et al.

Attn: Office of PCT Legal Administration

Application No.: 10/089,233

Filed: March 28, 2002

For QUANTITATIVE ANALYSIS AND TYPING OF SUBCELLULAR PARTICLES

## TRANSMITTAL

Mail Stop PCT  
 Commissioner for Patents  
 Office of PCT Legal Administration  
 P.O. Box 1450  
 Alexandria, VA 22313

RECEIVED

2 1 APR 2005

Legal Staff  
International Division

Sir:

Transmitted herewith are:

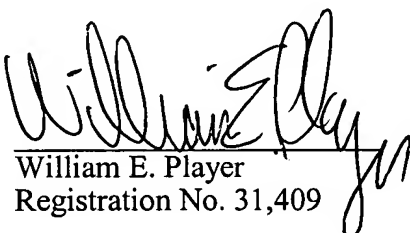
- Petition to Revive
- Reply
- Copy of Notification of Defective Response, mailed February 6, 2003
- Declaration of inventors
- Consent of Assignee Under 37 CFR 1.497(d)(3).
- Charge Account form in the amount of \$1460 for: petition to revive (\$1330) and processing fee under 37 CFR 1.497(d)(2) (\$130).

Adjustment date: 08/26/2005 BLANK BEL  
 02/04/2004 SHARAKO 00000149 10009233  
 02 FC:1617 -130.00 0P

If a Petition for Extension of Time is necessary and the Petition and/or the check is not enclosed, this will act as the Petition and applicant herewith petitions the Commissioner to extend the time for response and charge any fees necessary under 37 CFR 1.17 (a)-(d) to Deposit Account No. 06-1358. The Commissioner is also authorized to charge payment of any other additional fees associated with this communication or credit any overpayment to Deposit Account No. 06-1358.

JACOBSON·HOLMAN PLLC  
 400 Seventh Street, N. W.  
 Washington, D.C. 20004-2201  
 Tel.: 202-638-6666  
 Fax: 202-393-5350  
 Date: February 2, 2004

By:

  
 William E. Player  
 Registration No. 31,409

WEP:bap

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**REPLY**

Mail Stop PCT  
Commissioner for Patents  
Office of PCT Legal Administration  
P.O. Box 1450  
Alexandria, VA 22313

Sir:

The instant paper replies to the Notification of Defective Response (copy attached), in compliance with the Decision on Request Under 37 CFR 1.497(d).

According to the Notification, two items must be filed in reply, i.e.:

- drawings of the application with text translated into English, and
- documentation to support addition to the inventorship declaration of the inventors not named on the face of the international application.

All of the requisite drawings (21 sheets), in which all text is properly translated into English, and the requisite Statement Under 37 CFR 1.497(d) by each added inventor were filed March 6, 2003, in the PTO.

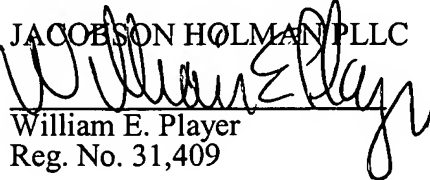
Submitted concurrently herewith are a new inventorship declaration, executed by all of the inventors, the written Consent of Assignee Under 37 CFR 1.497(d)(3), and the \$130.00 processing fee required under 37 CFR 1.497(d)(2) .

Favorable action is requested.

Respectfully submitted,

JACOBSON HOLMAN PLLC

By:

  
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WEP/bap

WEP

24-293-03  
TC 2-13-03



UNITED STATES PATENT AND TRADEMARK OFFICE

Commissioner for Patents, Box PCT  
United States Patent and Trademark Office  
Washington, D.C. 20231  
www.uspto.gov

U.S. APPLICATION NUMBER NO.	FIRST NAMED APPLICANT	ATTY. DOCKET NO.
10/089,233	Jan Bieschke	P67758US0

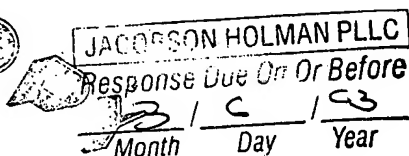
INTERNATIONAL APPLICATION NO.
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PCT/EP00/09468

I.A. FILING DATE	PRIORITY DATE
03/28/2000	09/28/1999

00136

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CONFIRMATION NO. 4559

371 FORMALITIES LETTER



\*OC000000009486234\*

Date Mailed: 02/06/2003

## NOTIFICATION OF DEFECTIVE RESPONSE

The following items have been submitted by the applicant or the IB to the United States Patent and Trademark Office as an Elected Office (37 CFR 1.495):

- U.S. Basic National Fee
- Priority Document
- Copy of IPE Report
- Copy of references cited in ISR
- Copy of the International Application
- Copy of the International Search Report
- English Translation of the IA
- Information Disclosure Statements
- Oath or Declaration
- Preliminary Amendments
- Request for Immediate Examination

Applicant's response filed 12/19/2002 is hereby acknowledged. The following requirements set forth in the NOTIFICATION of MISSING REQUIREMENTS mailed 06/19/2002 have not been completed.

The following items **MUST** be furnished within the period set forth below in order to complete the requirements for acceptance under 35 U.S.C. 371:

- Translation of the application into English. The current translation of the application into English is defective as described below.
  - The text in the drawings has not been properly translated.
- Oath or declaration of the inventors, in compliance with 37 CFR 1.497(a) and (b), identifying the application by the International application number and international filing date. The current oath or declaration does

not comply with 37 CFR 1.497(a) and (b) in that it:

- Declaration executed by Inventors not listed on International Application and without documentation supporting his addition.

Applicant is required to complete the response within a time limit of ONE MONTH from the date of this Notification or within the time remaining in the response set forth in the Notification of Missing Requirements, whichever is the longer. No extension of this time limit may be granted under 37 CFR 1.136, but the period for response set in the Notification of Missing Requirements may be extended under 37 CFR 1.136(a).

Applicant is reminded that any communications to the United States Patent and Trademark Office must be mailed to the address given in the heading and include the U.S. application no. shown above (37 CFR 1.5)

*A copy of this notice **MUST** be returned with the response.*

BARBARA A CAMPBELL

Telephone: (703) 305-3631

PART 1 - ATTORNEY/APPLICANT COPY

U.S. APPLICATION NUMBER NO.	INTERNATIONAL APPLICATION NO.	ATTY. DOCKET NO.
10/089,233	PCT/EP00/09468	P67758US0